

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/2/08

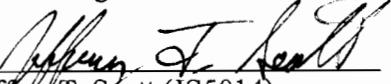
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
 LUMINENT MORTGAGE CAPITAL, :
 INC., *et al.*, :
 :
 Plaintiffs, :
 v. : 07 CIV 10275 (SHS)
 :
 BARCLAYS CAPITAL INC., :
 :
 Defendant. :
 :
 -----x

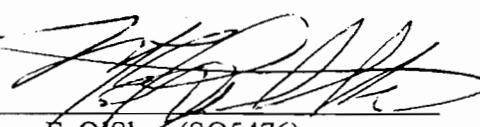
STIPULATION AND ORDER OF DISMISSAL

IT IS HEREBY STIPULATED, CONSENTED AND AGREED by and between the parties, by their undersigned attorneys, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, that all claims asserted in this action are hereby dismissed with prejudice, with each party to bear its own costs, including attorneys' fees.

Dated: New York, New York
August 26, 2008

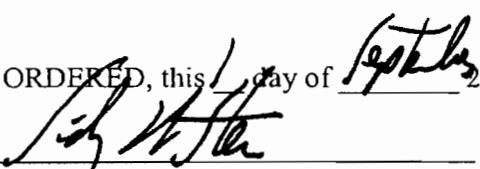

 Jeffrey T. Scott (JS5014)
 Jonathan Sedlak (JS3769)
 SULLIVAN & CROMWELL LLP
 125 Broad Street
 New York, NY 10004
 (212) 558-4000

*Counsel for Defendant
Barclays Capital Inc.*


 Sean F. O'Shea (SO5476)
 Michael E. Petrella (MP3794)
 O'SHEA PARTNERS LLP
 90 Park Avenue, 20th Floor
 New York, NY 10016
 (212) 682-4426

Counsel for Plaintiffs Luminent Mortgage Capital, Inc., Minerva Mortgage Finance Corporation, Mercury Mortgage Finance Statutory Trust and Saturn Portfolio Management, Inc.

SO ORDERED, this 1 day of September 2008.


 Hon. Sidney H. Stein
 United States District Judge